

EXHIBIT 19

1
2 UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

3 -----x
4 NATIONAL COALITION ON BLACK CIVIC
PARTICIPATION, MARY WINTER, GENE
5 STEINBERG, NANCY HART, SARAH WOLFF,
KAREN SLAVEN, KATE KENNEDY, EDA
6 DANIEL, and ANDREA SPERES,

7 Plaintiffs,

8 - against -

Civil Action No.
10-cv-8668

9
10 JACOB WOHL, JACK BURKMAN, J.M.
BURKMAN & ASSOCIATES, LL, PROJECT
11 1599, and JOHN and JANE DOES 1-10,
12 Defendants.

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13
14 Remote deposition
15 April 26, 2022
16 10:15 a.m.
17
18
19

20 VIDEO-RECORDED VIDEOCONFERENCE 30(B)(6)

21 DEPOSITION of J.M. BURKMAN & ASSOCIATES, by JOHN
22 BURKMAN, before Michele Moskowitz, a shorthand
23 reporter and Notary Public of the State of New
24 York.
25

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ALSO PRESENT:

MIRIAM LI, LEGAL ANALYST

REBECCA MCMANUS, VIDEOGRAPHER

1 BURKMAN - 30(B)(6)

2 stated, but I'll say again, I'm Colleen Kelly
3 Faherty. I'm an attorney with the New York
4 Attorney General's Office and will be conducting
5 this examination today. Also present for this
6 deposition from my office are my colleagues
7 Connor Duffy, Rick Sawyer, and legal analyst
8 Miriam Li.

9 Mr. Burkman, you've been designated
10 as the corporate representative in this
11 examination in response to noticed testimony
12 issued by the Attorney General's Office in
13 connection with the Southern District of New York
14 lawsuit the National Coalition of Black Civic
15 Participation vs. Wohl. Do you understand that?

16 A. Yes, ma'am.

17 Q. Okay. And when I refer to J.M.
18 Burkman & Associates, I may also refer to it as
19 Burkman & Associates, is that okay?

20 A. Whatever you prefer. Whatever you
21 like.

22 Q. Okay. And so if I did that, you
23 would understand that I'm asking about the entity
24 that you're here representing?

25 A. Yes, ma'am.

1 BURKMAN - 30(B)(6)

2 A. Either '02 or '03, one or the other.

3 Q. Do you have a title at Burkman &
4 Associates?

5 A. I think it is -- I think I call
6 myself president.

7 Q. Do you think or do you know?

8 A. Oh, wait a minute. No. It's a
9 single-member LLC, so technically my title under
10 Virginia law is managing member, but in the -- in
11 the parlance of the vernacular I -- I believe I
12 just say I'm the president.

13 Q. Are there any articles of
14 incorporation that would identify the
15 organizational structure of the --

16 A. It's an LLC, so there was -- years
17 ago -- two decades ago I'm sure there was an
18 operating agreement when the articles were
19 formed. Probably something very brief from 20
20 years ago.

21 Q. Did you file that operating agreement
22 with any state entity to incorporate --

23 A. We -- yeah. When it was set up,
24 we -- this is -- and I forget. I probably
25 haven't looked at it in 20 years. This is --

1 BURKMAN - 30(B)(6)

2 A. I oversee the business. I mean, it's
3 a very, very small firm. I oversee the business.
4 I supervise the business. Oversee and supervise.

5 Q. And what business is that? What are
6 the business services provided by Burkman &
7 Associates?

8 A. Oh, about -- I mean, it's all
9 quote/unquote Washington stuff. About half of it
10 would be lobbying and legal services, the other
11 half would be, you know, a range of things that
12 would go from public relations to giving people
13 general political advice to helping people
14 prepare documents that they might use for a
15 federal agency, something like that. It's about
16 half and half.

17 Q. Anything else?

18 A. No. That's about it. I mean,
19 occasionally -- occasionally just pure legal work
20 for maybe agency stuff.

21 Q. Anything else?

22 A. Nothing comes to mind.

23 Q. Okay. So tell me if I've captured
24 it. You provide lobbying services, right?

25 A. Yes.

1 BURKMAN - 30(B)(6)

2 And this is what I did.

3 Q. Okay. Is there anything else that
4 you recall about the use of the J.M. Burkman &
5 Associates checking account for issuing -- the
6 issuance of a Message Communications check on
7 June 23, 2020?

8 A. No, I don't. Nothing else.

9 Q. Do you recall whether there are any
10 other documents created in connection with the
11 use of a J.M. Burkman & Associates check on June
12 23, 2020, to be issued to Message Communications?

13 A. The -- the business had -- the
14 business had no involvement with any documents or
15 any -- any -- or any robocalls.

16 Q. Okay. All right. Let's look at the
17 next check. So at the bottom of your screen,
18 which still is Exhibit 53, it's the second check.
19 Do you see that there?

20 A. Yes.

21 Q. And this appears to be a check from
22 J.M. Burkman & Associates, LLC, right?

23 A. Right.

24 Q. Check No. 19921, did I read that
25 correctly?

1 BURKMAN - 30 (B) (6)

2 A. Yes.

3 Q. Dated August 21, 2020?

4 A. Yes.

5 Q. Can you decipher who the paid to the
6 order of name is there?

7 A. It would appear to be -- it appears
8 the writing is Message Communications.

9 Q. And who is Message Communications?

10 A. Fifth Amendment.

11 Q. Okay. And what, if any, business did
12 J.M. Burkman & Associates do with Message
13 Communications?

14 A. J.M. Burkman & Associates had no
15 involvement with Message Communications.

16 Q. Okay. And sorry, am I reading this
17 correctly, both checks here in this Exhibit 53,
18 they're both for \$1,000, right?

19 A. Yes. It would appear so.

20 Q. Okay. And still again looking at the
21 second check on the bottom, No. 19921 in the
22 lower left-hand side, there's that "for" line
23 again. Do you use there?

24 A. Yes. Oh, yes.

25 Q. And what is that? Can you decipher

C E R T I F I C A T I O N

STATE OF NEW YORK)

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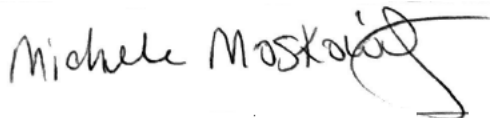
COUNTY OF NEW YORK)

I, MICHELE MOSKOWITZ, a Shorthand Reporter
and Notary Public within and for the State of New
York, do hereby certify:

That JOHN BURKMAN, the witness whose
examination is hereinbefore set forth, was duly
sworn/affirmed by me and that this transcript of
such examination is a true record of the
testimony given by such witness.

I further certify that I am not related to
any of the parties to this action by blood or
marriage and that I am in no way interested in
the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my
hand this 2nd day of May, 2022.



MICHELE MOSKOWITZ